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| APPLICATION NO.  | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO.          | CONFIRMATION NO.       |
|--|-------------|----------------------|------------------------------|------------------------|
| 10/585,386   | 07/06/2006  | Carl Q. Howard       | 60469-093 PUS1;<br>PA000.051 | 2994                   |
| David J Gaskey<br>Carlson Gaskey & Olds<br>Suite 350<br>400 W Maple Road<br>Birmingham, MI 48009 |             |                      | EXAMINER<br>HESS, DOUGLAS A  |                        |
|  |             |                      | ART UNIT<br>3651             | PAPER NUMBER           |
|  |             |                      | MAIL DATE<br>03/25/2010      | DELIVERY MODE<br>PAPER |

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte:* CARL Q. HOWARD, ANDREAS STUFFEL, LARRY W.  
HARDIN, and GLDINO S. ALVES

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Application No. 10/585,386  
Technology Center 3600

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Mailed: March 25, 2010

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Before Deborah L. Perry, Supervisory Paralegal Specialist, Review Team.

**ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER**

This application was electronically received by the Board of Patent Appeals and Interferences on January 25, 2010. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter(s) requiring attention prior to docketing.

**EXAMINER'S CONSIDERATION OF REPLY BRIEF**

A Reply Brief was filed in this application on May 18, 2009. There is no evidence on the record indicating that the Examiner has considered the Reply Brief in accordance with 37 CFR CFR § 41.43(a)(1) and MPEP § 1208, part II.

**CONCLUSION**

Accordingly, it is

ORDERED that the application is returned to the Examiner to:

- 1) consider the Reply Brief filed May 18, 2009, as indicated above;
- and
- 2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

DLP/bar

DAVID J GASKEY  
CARLSON GASKEY & OLDS  
SUITE 350  
400 W MAPLE ROAD  
BIRMINGHAM, MI 48009